

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Donald Merry v Livingston County Road Commission**
Docket No. **258315**
L.C. No. **02-19480-CZ**

Michael R. Smolenski, Chief Judge Pro Tem, acting under MCR 7.211(E)(2), orders:

The motion for leave to file a supplemental brief is GRANTED.

Appellant shall serve a copy of the transcript on the appellee and file proof of that service with the Clerk of this Court within 14 days of the certification of this order. If the appellant fails to serve the transcript within the time stated in this order, the appellee may file a motion to dismiss the appeal in accordance with MCR 7.211(C)(2)(b).

The appellee may file a supplemental brief or amend its original brief within 21 days after appellant serves the transcript on appellee.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB - 3 2005

Date

Sandra Schultz Mengel
Chief Clerk